

OYEN WIGGS GREEN & MUTALA LLP
 INTELLECTUAL PROPERTY LAWYERS

Registered Patent & Trademark Agents

 480—The Station, 601 West Cordova Street
 Vancouver, British Columbia, Canada V6B 1G1
 Tel: 604.669.3432
 Fax: 604.681.4081
 www.patentable.com
 mail@patentable.com

RECEIVED
CENTRAL FAX CENTER
MAY 05 2005

Gerald O. S. Oyen*	Blake R. Wiggs*
Bruce M. Green*	Catherine D. Mutala*
David J. McGruder*	Thomas W. Bailey*
Gavin N. Manning*	George F. Kondor
Hilton W. C. Sue	Craig A. Ash
Richard A. Johnson	Todd A. Rattray
Grace S. Law	Mark A. Hopkinson
David H. Takagawa	
* Law Corporation	

FAX TRANSMITTAL

DATE: 5 May 2005

 To: Commissioner for Patents
 P. O. Box 1450
 Alexandria, VA 22313 - 1450

By Fax No.: 703-872-9306

From: George F. Kondor

Title: SURFACE PROFILE MEASUREMENT, INDEPENDENT OF RELATIVE MOTIONS

Serial No.: 10/802336

Filed: 18 March 2004

Our File No. F036 0023 GFK

ENCLOSURES:

 TRANSMITTAL FORM (PTO/SB/21)
 PETITION FOR EXTENSION OF TIME
 AMENDMENT
 INFORMATION DISCLOSURE STATEMENT BY APPLICANT
 POWER OF ATTORNEY BY GARY S. SCHAJER
 POWER OF ATTORNEY BY JAVIER I. GAZZARRI

 1 PAGE
 2 PAGES (DUPLICATE)
 16 PAGES
 1 PAGE
 1 PAGE
 1 PAGE

OIFE/JCWS

MAY -9 2005

RECEIVED

NO. OF PAGES INCLUDING THIS TRANSMITTAL SHEET: 23 PAGES

CONFIRMATION COPY: ☐ FOLLOWS BY MAIL; ☐ FOLLOWS BY COURIER; ☒ WILL NOT FOLLOW
IF TRANSMISSION PROBLEMS OCCUR,
PLEASE CONTACT MONICA MARTINS AT (604) 676-9062.

This fax communication is directed in confidence solely to the person or entity to whom it is addressed. The contents of this fax communication may be subject to solicitor-client privilege. All rights to that privilege are expressly claimed and not waived. Any review, copy, retransmission, dissemination or other use of the contents of this fax communication by persons or entities other than the intended recipient is prohibited. If you have received this fax communication in error, please telephone us immediately and return the original transmission to us by mail or destroy same, without making a copy.

PTO/SB/21 (09-04)

Approved for use through 07/31/2008. OMB 0851-0031


U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

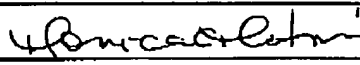
TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/802,338	
	Filing Date	18 March 2004	
	First Named Inventor	SCHAJER, Gary S.	
	Art Unit	2859	
	Examiner Name	FULTON, Christopher W.	
Total Number of Pages in This Submission	22	Attorney Docket Number	F036 0023 GFK

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input checked="" type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks 		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Oyen Wiggs Green & Mutala		
Signature			
Printed name	George F. Kondor		
Date	5 May 2005	Reg. No.	40,477

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Signature			
Typed or printed name	Monica C. Martins, Assistant to George F. Kondor	Date	5 May 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

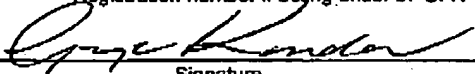
If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PTO/SB/22 (12-04)

Approved for use through 07/31/2006. QMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)		Docket Number (Optional) <div style="font-family: cursive; font-size: 1.2em; margin-top: 10px;">F036 0023 GFK</div>	
FY 2005 <small>(Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818))</small>			
Application Number 10 / 802, 336	Filed		
For SURFACE PROFILE MEASUREMENT, INDEPENDENT OF RELATIVE MOTIONS.			
Art Unit 2859	Examiner FULTON, CHRISTOPHER W.		
This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above identified application.			
The requested extension and fee are as follows (check time period desired and enter the appropriate fee below):			
	<u>Fee</u>	<u>Small Entity Fee</u>	
<input checked="" type="checkbox"/> One month (37 CFR 1.17(a)(1))	\$120	\$60	\$ 60
<input type="checkbox"/> Two months (37 CFR 1.17(a)(2))	\$450	\$225	\$ _____
<input type="checkbox"/> Three months (37 CFR 1.17(a)(3))	\$1020	\$510	\$ _____
<input type="checkbox"/> Four months (37 CFR 1.17(a)(4))	\$1590	\$795	\$ _____
<input type="checkbox"/> Five months (37 CFR 1.17(a)(5))	\$2160	\$1080	\$ _____
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. <input type="checkbox"/> A check in the amount of the fee is enclosed. <input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached. <input type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account. <input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number <u>021037</u> . I have enclosed a duplicate copy of this sheet. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.			
I am the <input type="checkbox"/> applicant/inventor. <input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed (Form PTO/SB/96). <input type="checkbox"/> attorney or agent of record. Registration Number _____ <input checked="" type="checkbox"/> attorney or agent under 37 CFR 1.34. Registration number if acting under 37 CFR 1.34 <u>40,477</u>			
 _____ Signature		<u>5 MAY 2005</u> Date	
<u>GEORGE F. KONDOE</u> Typed or printed name		<u>604-669-3432</u> Telephone Number	

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ Total of _____ forms are submitted.

This collection of information is required by 37 CFR 1.136(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.